

104TH CONGRESS  
1ST SESSION

# H. R. 639

To make technical amendments relating to three units of the National Park System in the State of West Virginia.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 23, 1995

Mr. RAHALL introduced the following bill; which was referred to the Committee on Resources

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## A BILL

To make technical amendments relating to three units of the National Park System in the State of West Virginia.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “West Virginia National  
5       Rivers Technical Amendments Act of 1995”.

6       **SEC. 2. AMENDMENTS PERTAINING TO THE NEW RIVER**  
7       **GORGE NATIONAL RIVER.**

8       (a) FISH AND WILDLIFE MANAGEMENT.—Section  
9       1106 of the National Parks and Recreation Act of 1978  
10      (16 U.S.C. 460m–20) is amended by adding the following

1 at the end thereof: “The Secretary shall permit the State  
2 of West Virginia to undertake fish stocking activities car-  
3 ried out by the State, in consultation with the Secretary,  
4 on waters within the boundaries of the national river.  
5 Nothing in this Act shall be construed as affecting the  
6 jurisdiction or responsibilities of the State of West Vir-  
7 ginia with respect to fish and wildlife.”.

8 (b) CONFORMING AMENDMENTS.—Title XI of the  
9 National Parks and Recreation Act of 1978 (16 U.S.C.  
10 460m–15 and following) is amended by adding the follow-  
11 ing new section at the end thereof:

12 **“SEC. 1117. APPLICABLE PROVISIONS OF OTHER LAW.**

13 “(a) COOPERATIVE AGREEMENTS.—The provisions  
14 of section 202(e)(1) of the West Virginia National Interest  
15 River Conservation Act of 1987 (16 U.S.C. 460ww–  
16 1(e)(1)) shall apply to the New River Gorge National  
17 River in the same manner and to the same extent as such  
18 provisions apply to the Gauley River National Recreation  
19 Area.

20 “(b) REMNANT LANDS.—The provisions of the sec-  
21 ond sentence of section 203(a) of the West Virginia Na-  
22 tional Interest River Conservation Act of 1987 (16 U.S.C.  
23 460ww–2(a)) shall apply to tracts of land partially within  
24 the boundaries of the New River Gorge National River in  
25 the same manner and to the same extent as such provi-

1 sions apply to tracts of land only partially within the  
2 Gauley River National Recreation Area.”.

3 **SEC. 3. AMENDMENTS PERTAINING TO THE GAULEY RIVER**  
4 **NATIONAL RECREATION AREA.**

5 (a) TECHNICAL AMENDMENT.—Section 205(c) of the  
6 West Virginia National Interest River Conservation Act  
7 of 1987 (16 U.S.C. 460ww–4(c)) is amended by adding  
8 the following at the end thereof: “If project construction  
9 is not commenced within the time required in such license,  
10 or if such license is surrendered at any time, such bound-  
11 ary modification shall cease to have any force and effect.”.

12 (b) RIVER ACCESS.—Within 90 days after the date  
13 of enactment of this Act, the Secretary shall submit a re-  
14 port to the Committee on Resources of the House of Rep-  
15 resentatives and to the Committee on Energy and Natural  
16 Resources of the Senate setting forth a plan to provide  
17 river access for noncommercial recreation users within the  
18 Gauley River National Recreation Area. The plan shall  
19 provide that such access shall utilize existing public roads  
20 and rights-of-way to the maximum extent feasible and  
21 shall be limited to providing access for such noncommer-  
22 cial users.

1 **SEC. 4. AMENDMENT PERTAINING TO THE BLUESTONE NA-**  
2 **TIONAL SCENIC RIVER.**

3       Section 3(a)(65) of the Wild and Scenic Rivers Act  
4 (16 U.S.C. 1271 and following) is amended by adding the  
5 following at the end thereof: “In order to provide reason-  
6 able public access and vehicle parking for public use and  
7 enjoyment of the river designated by this paragraph, con-  
8 sistent with the preservation and enhancement of the nat-  
9 ural and scenic values of such river, the Secretary may,  
10 with the consent of the owner thereof, negotiate a memo-  
11 randum of understanding or cooperative agreement, or ac-  
12 quire such lands or interests in such lands, or both, as  
13 may be necessary to allow public access to the Bluestone  
14 River and to provide, outside the boundary of the scenic  
15 river, parking and related facilities in the vicinity of the  
16 area known as Eads Mill.”.

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